Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment of Acceptance of R.S. 2477 Right-of-Way Grant

Entry 2008005862 Book 1095 Page 847-855 \$0.00 12-JUN-08 RANDY SIMMONS RECORDER, UINTAH COUNTY, UTAH GOVERNOR OF THE STATE OF UTAH STATE CAPITOL COMPLEX E220 PO BOX 14220 , DEPUTY Rec By: HEATHER HOLMES

#### THE STATE OF UTAH

### TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

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This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Uintah County known as Snake John Reef Cutoff Road; County Road Number: 3170; State Geographic Information Database (SGID) Road Identification Number: RD242812.

This document supplements and supports the information contained in the document first recorded at Ent 2006012536, Bk 1007, Beg Pg 337, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on 12/27/2007 at Ent 2007014423, Bk 1069, Beg Pg 333. A legal description is attached hereto as Exhibit B.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the day of Jone, 200 8.

By the Governor's Designee

CERTIFICATION

State of Utah : SS

County of Salt Lake

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

NOTARY PUBLIC PAMELA Z BLACKHAM 5110 State Office Bldg Salt Lake City, Utah 84114 COMMISSION EXPIRES May 3, 2011 STATE OF UTAH

Dated this 6th day of fune, 2008.

Panele Z. Blacklan

Notary Public

## Exhibit A

# AFFIDAVIT OF SHIRLEY WATKINS SNAKE JOHN REEF CUTOFF ROAD UINTAH COUNTY, UTAH COUNTY ROAD NUMBER 3170

State of Utah	)
	:
County of Uintah	)

Shirley Watkins, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County for 75 years. I worked for the Uintah County road department from 1960 to 1987.
- 2. I have traveled and am familiar with a road in Uintah County known as Snake John Reef Cutoff Road. I am also familiar with the land the road traverses. When I first used and observed the road in the 1970, it followed the same route as in 2004 when I last observed it. Attached is a Uintah County map showing Snake John Reef Cutoff Road. To the best of my knowledge, and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1970 and continuing through 1976 to 2004. During this time period I have observed travel on the road by pickup trucks and occasionally cattle trucks. During this time period, the road has been used weekly.
- 5. During the time period from the 1970 to 2004, I have used the road myself for rabbit hunting and road maintenance.

- 6. During the time period described in the previous paragraph I observed vehicles using the road at various times for livestock operations, hunting and traveling in and through the area.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1970s and continuing through 1976 to the 2004, for the uses described in the previous paragraphs.
- 8. I observed that construction and maintenance activities on the road prior to 1976 was performed by Uintah County. I know this because I personally graded and maintained the road 1970 into the early 1980's.

DATED this 17 day of October, 2006.

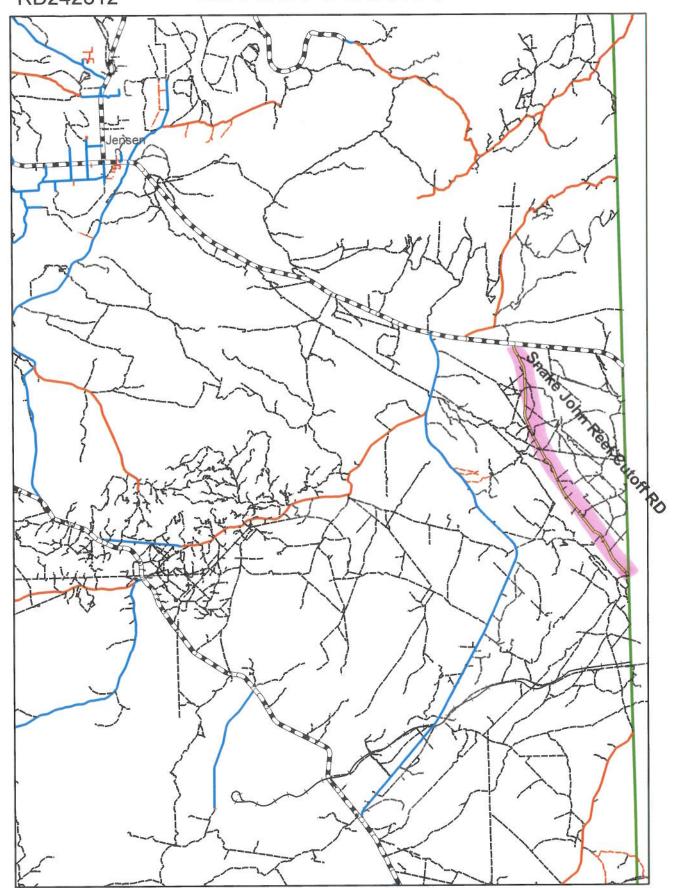
Shirley Watkins

SUBSCRIBED AND SWORN to before me this 17 day of October, 2006.



NOTARY PUBLIC

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#### AFFIDAVIT OF ARDEN W. STEWART

#### SNAKE JOHN REEF CUTOFF

#### UINTAH COUNTY, UTAH

#### **COUNTY ROAD NUMBER 3170**

STATE OF UTAH		
	:	SS
COUNTY OF UINTAH	)	

Arden W. Stewart, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon
  my personal knowledge. I currently reside in Vernal, Uintah County, Utah and have done so for
  74 years.
- 2. I have traveled and am familiar with a road in Uintah County known as Snake John Reef Cutoff Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1961, it followed the same route as in 2005, when I last observed it. Attached is a Uintah County map showing Snake John Reef Cutoff Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1961 and continuing through 1976 to 2005.

  During this time period I have observed travel on the road by various means, including pickup trucks, sheep wagons and cars. During this time period, the road has been used daily.

- 5. During the time period from 1961 to 2005, I have used the road myself for hunting, predator control and traveling in and through the area and recreation.
- 6. During the time period described in the previous paragraph I observed vehicles using the road at various times for the uses described in the previous paragraph, plus livestock operations.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1961 and continuing through 1976 to the present, for the uses described in the previous paragraphs.
- 8. I observed the following evidence of maintenance and construction activities on the road prior to 1976: grader marks, berms, and other indications of construction.

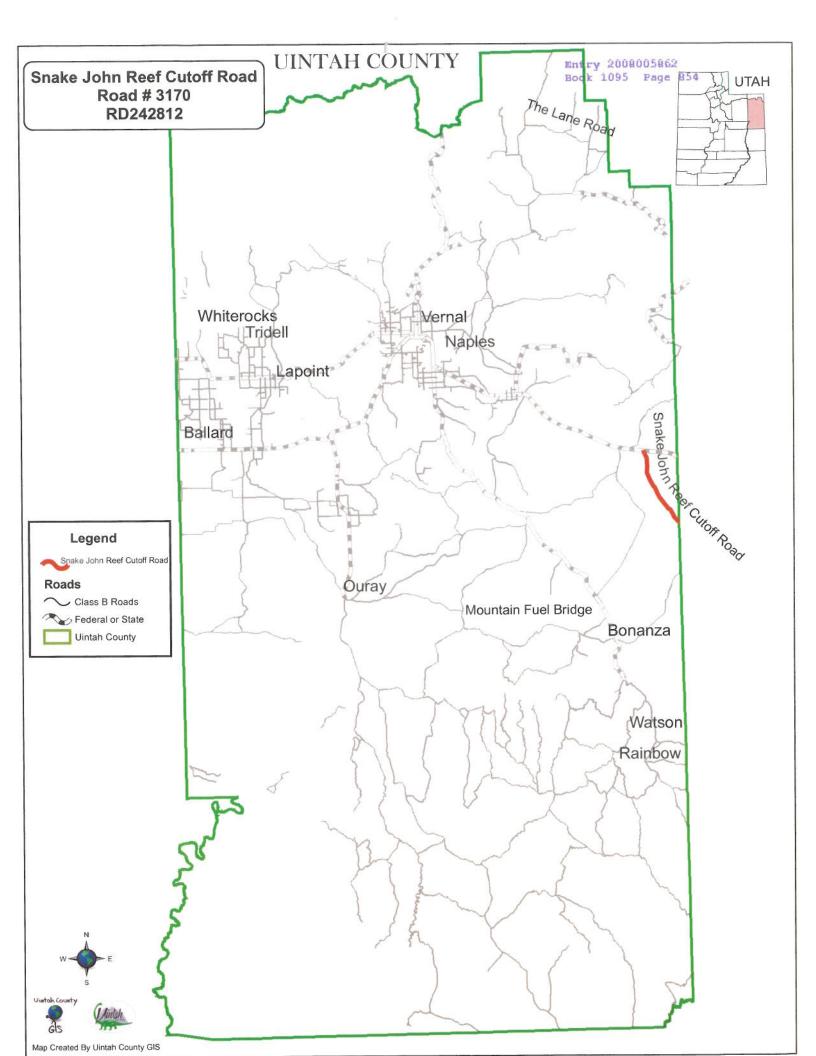
DATED this day of October, 2006.

Arden W. Stewart

Subscribed and sworn to before me this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_, 2006

Notary Public
MELINDA ROLLINS
4983 South 2600 East
Vernal, Utah 84078
My Commission Expires
January 26, 2008
State of Utah

Notary Public



#### Exhibit B

# Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: Snake John Reef Cutoff Road

County: Uintah

County Road Number: 3170

State Geographic Information Database (SGID) Road Identification Number: RD242812.

Total Road Length: 8.16 miles more or less.

**Beginning at a point** on the road centerline located at 40 degrees 10 minutes 51.07 seconds North Latitude and -109 degrees 03 minutes 03.95 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,324,552.7 feet and Y = 7,243,967.3 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 17 minutes 03.58 seconds North Latitude and -109 degrees 06 minutes 47.27 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,306,221.1 feet and Y = 7,281,178.5 feet based on the US Survey Foot conversion.

# This road may traverse:

Township 6 South Range 25 East, Section(s) 21,28,33, Salt Lake Base & Meridian Township 7 South Range 25 East, Section(s) 3,4,10,14,15,23,25,26, Salt Lake Base & Meridian